



Agenda

REGULAR MEETING OF
THE GOVERNING BODY
APRIL 24, 2019
CITY COUNCIL CHAMBERS

AFTERNOON SESSION – 5:00 P.M.

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. SALUTE TO THE NEW MEXICO FLAG
4. INVOCATION
5. ROLL CALL
6. APPROVAL OF AGENDA
7. APPROVAL OF CONSENT CALENDAR
8. APPROVAL OF MINUTES: Regular City Council Meeting – April 10, 2019
9. PRESENTATIONS
 - a) Muchisimas Gracias – Capital High School Student Volunteers Who Traveled to the Border for Spring Break. (Mayor Webber)
10. CONSENT CALENDAR
 - a) Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Santa Fe Distillery, LLC, for a Small Brewer Liquor License, with On Premise Consumption and Package Sales, to be Located at Santa Fe Spirits, 7505 Mallard Way, Unit I, Santa Fe. (Yolanda Y. Vigil, City Clerk, yyvigil@santafenm.gov, 955-6512)
 - b) Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Fiesta Oaxaca, LLC, for a Restaurant Liquor License (Beer and Wine), with On Premise Consumption and Patio Service, to be Located at Fiesta Oaxaca, LLC, 135. W. Palace Avenue, Suite 101, Santa Fe. (Yolanda Y. Vigil, City Clerk, yyvigil@santafenm.gov, 955-6512)
11. Request for Approval of Equity Pay Proposal for AFSCME Employees. (Tom Diaz)



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12. Request for Approval of Two Subleases and a Sublease Amendment Between the Santa Fe Boys and Girls Club, Inc., and the Turquoise Trail Charter School, for (1) A Partial Tenancy of the Zona del Sol Building; and (2) Exclusive Use of Land Adjacent to the Zona del Sol Building. (Erin K. McSherry, City Attorney, ekmcsherry@santafenm.gov, 955-6512; Edward Vigil, Property Manager, ejvigil@santafenm.gov, 955-6226) (Postponed on April 10, 2019) **(WITHDRAWN)**
13. CONSIDERATION OF RESOLUTION NO. 2019-____: (Councilor Villarreal, Councilor Harris and Councilor Ives)
A Resolution Regarding the Municipal Drug Strategy Task Force, Authorizing an Extension of Time Until December 31, 2019 for the Task Force to Complete Its Work as Set Forth in Resolution 2017-77. (Julie Sanchez, Planner Senior, jsanchez@santafenm.gov, 955-6678)
14. Legislative Request Process. (Kristine Mihelcic, Constituent Services Director, kmihelcic@santafenm.gov, 955-6846; Jesse Guillen, Legislative Liaison, jbguillen@santafenm.gov, 955-6518) **(INFORMATIONAL ONLY)**
15. Request for Approval to Publish Notice of Public Hearings on May 29, 2019:
 - a) **Bill No. 2019-4:** An Ordinance Amending Section 25-4.3 SFCC 1987 Regarding the Commercial Water User Rebate Program to Ease the Application and Rebate Administration Process, and to Clarify Certain Sections of the Code. (Councilor Romero-Wirth) (Andrew Erdmann, Water Resource Coordinator, paerdmann@santafenm.gov, 955-4204)
 - b) **Bill No. 2019-7:** An Ordinance Relating to the Land Development Code, Chapter 14, SFCC 1987: Amending Subsection 14-6.3(D)(1) to Permit On-Street Parking to Meet Parking Requirements for Accessory Dwelling Units, to Impose Limits on the Height and Setback for Accessory Dwelling Units, to Permit Accessory Dwelling Units to be Built in Compliance with Underlying Design Requirements, to Permit the Rental of Both the Primary Dwelling Unit and Accessory Dwelling Unit Except for Short Term Rental Unit, Voiding Existing Restrictive Covenants Set Forth in Ordinance 2008-5; and Making Such Other Stylistic or Grammatical Changes as are Necessary. (Councilor Ives and Councilor Vigil Coppler) (Carol Johnson, Land Use Department Director, crjohnson@santafenm.gov, 955-6617)



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- c) **Bill No. 2019-8:** An Ordinance Authorizing the Execution and Delivery of a Loan Agreement By and Between the City of Santa Fe and the New Mexico Finance Authority, Evidencing a Special, Limited Obligation of the City to Pay a Principal Amount not to Exceed \$23,800,000, for the Purpose of Defraying the Cost of Refunding, Paying, and Refinancing the 2009 Loan Agreement Dated September 14, 2009 With the New Mexico Finance Authority (College of Santa Fe Acquisition); Providing for the Payment of the Loan Agreement from Certain Gross Receipts Tax Revenues Distributed to the City; Providing that the Loan Agreement Will Constitute a Subordinate Lien Upon the Pledged Gross Receipts Tax Revenues; Providing for the Distributions of Gross Receipts Tax Revenues from the Taxation and Revenue Department to be Redirected to the New Mexico Finance Authority or Its Assigns Pursuant to an Intercept Agreement for the Payment of Principal and Interest Due on the Loan Agreement; Delegating Authority to the Mayor or, in the Mayor's Absence, the City Manager or Finance Director, to Approve the Final Principal Amount, Interest Rates and Other Details of the Loan Agreement Within the Parameters Set Forth in this Authorizing Ordinance, and to Execute and Deliver a Pricing Certificate Reflecting the Final Terms of the Loan Agreement; Ratifying Actions Heretofore Taken; Repealing All Action Inconsistent with this Ordinance; and Authorizing the Taking of Other Actions in Connection with the Execution and Delivery of the Loan Agreement and Intercept Agreement. (Mayor Webber) (Bradley Fluetsch, Cash & Investment Officer, bfluetsch@santafenm.gov, 955-6885)

16. MATTERS FROM THE CITY MANAGER
17. MATTERS FROM THE CITY ATTORNEY
18. MATTERS FROM THE CITY CLERK
19. COMMUNICATIONS FROM THE GOVERNING BODY

EVENING SESSION – 7:00 P.M.

- A. CALL TO ORDER
- B. PLEDGE OF ALLEGIANCE
- C. SALUTE TO THE NEW MEXICO FLAG



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CITY COUNCIL CHAMBERS

D. INVOCATION

E. ROLL CALL

F. PETITIONS FROM THE FLOOR

G. APPOINTMENTS

H. PUBLIC HEARINGS:

- 1) Request for Approval of Affordable Housing Draft 2019-20 Annual Action Plan (Jacqueline Beam, Affordable Housing Planner, jybeam@santafenm.gov, 955-6574)
 - a) Professional Services Agreement – Fiscal Year 2019-20 Community Development Block Grant (CDBG) Estimated Allocation in the Amount of \$560,000.
 - b) Fiscal Year 2019-20 CDBG Grant Administration in the Amount of \$140,000.
 - c) Professional Services Agreements – Fiscal Year 2019-20 Affordable Housing Trust Fund (AHTF) Allocation in the Amount of \$475,000.
- 2) CONSIDERATION OF BILL NO. 2019-3: ADOPTION OF ORDINANCE NO. 2019-____. (Councilor Abeyta)
An Ordinance Amending Section 11-4 to Clarify the City Manager's Authority to Approve Budget Revenue and Expenditure Increases in Excess of \$60,000 Under Certain Circumstances and to Allow the Finance Department to Implement Re-Appropriations of Unspent Budget Amounts for Ongoing Grants and Capital Projects Upon Request by the Associated Department. (Andy Hopkins, Budget Analyst, ajhopkins@santafenm.gov, 955-6177)
- 3) CONSIDERATION OF BILL NO. 2019-5: ADOPTION OF ORDINANCE NO. 2019-____. (Councilor Ives)
An Ordinance Amending Section 14-12 to Add a Definition for Banner; and Amending Section 14-8.10(A) to Remove Reference to the 400th Anniversary Celebration as it Relates to the Display of Banners. (Liz Camacho, Economic Development and Communication Administrator, excamacho@santafenm.gov, 955-6042)



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- a) CONSIDERATION OF RESOLUTION NO. 2019-____. (Councilor Vigil Coppler, Councilor Rivera and Councilor Abeyta)
A Resolution Approving the Design and Installation Plan for Banners Commemorating Veterans Along the Cerrillos Road Corridor Between I-25 and Rodeo Road. (Jeremy Perez, Council Liaison, jjperea@santafenm.gov, 955-6033) **(Not a Public Hearing)**
- 4) **Case #2019-29 The Consignment Warehouse Development Plan.**
Richard Martinez of Martinez Architecture Studio PC, Agent, for Tracie and David Jansen, Owner, Requests Development Plan Approval for the Consignment Warehouse on 0.67 Acres. The Property is Zoned C-2 (General Commercial) and is Located at 1728 Camino Carlos Rey. (Donna Wynant, AICP, Case Manager, djwynant@santafenm.gov, 955-6325)

I. ADJOURN

Pursuant to the Governing Body Procedural Rules, in the event any agenda items have not been considered prior to 11:30 p.m. and the Governing Body does not vote to extend the meeting, such items shall be postponed to a subsequent meeting, provided that the date, time and place of such meeting is specified at the time of postponement.

NOTE: New Mexico law requires the following administrative procedures be followed when conducting "quasi-judicial" hearings. In a "quasi-judicial" hearing all witnesses must be sworn in, under oath, prior to testimony and will be subject to reasonable cross-examination. Witnesses have the right to have an attorney present at the hearing.

Persons with disabilities in need of accommodations, contact the City Clerk's office at 955-6521, five (5) working days prior to meeting date.

RECEIVED AT THE CITY CLERK'S OFFICE	
DATE:	April 19, 2019
TIME:	11:13 AM

SUMMARY INDEX

SANTA FE CITY COUNCIL

April 24, 2019

ITEM	ACTION	PAGE
1. Call to Order	Convened at 5:00 p.m.	1
5. Roll Call	Quorum Present	1
6. Approval of Agenda	Approved as amended	1-2
7. Approval of Consent Calendar	Approved as presented	2
8. Approval of Minutes – April 10, 2019	Approved as presented	2
9. Presentations:	Capital High Volunteers	2-3
10. Consent Calendar Listing	Listed	3
11. Equity Pay for ASFSCME employees	Approved	3-5
12. (Withdrawn)		
13. Municipal Drug Strategy Task Force	Approved more time	5-6
14. Legislative Request Form	Informational	6-10
15. Publish Notice of Public Hearings	Approved	10-11
16. Matters from the City Manager	Comments	11-12
17. Matters from the City Attorney	Comments	12
18. Matters from the City Clerk	Announcement	12
19. Communications with Governing Body	Communications	12-14
Recessed	Recessed at 6:35	
Evening Session at 7:04	Quorum Present	14
F. Petitions from the Floor	Petitions Made	15
G. Appointments	No Appointments made	15
H. Public Hearings	None	15
1. Affordable Housing Plans	Approved	16-18
2. Budget Adjustment Authority	Approved	18-19
3. Banner Ordinance Amendment	Approved as amended	20-23
a. Veteran's Banners	Approved	23-25
4. Consignment Warehouse Dev. Plan	Approved with amendments	25-32
I. Adjournment	Adjourned at 9:13 pm	33

**MINUTES OF THE
REGULAR MEETING OF THE
GOVERNING BODY
Santa Fe, New Mexico
April 24, 2019**

AFTERNOON SESSION

1. CALL TO ORDER AND ROLL CALL

A regular meeting of the Governing Body of the City of Santa Fe, New Mexico, was called to order by Mayor Alan Webber, on Wednesday, April 24, 2019, at approximately 5:00 p.m., in Council Chambers at City Hall, 200 Lincoln Avenue, Santa Fe, New Mexico. Following the Pledge of Allegiance, Salute to the New Mexico flag, and the Invocation, roll call indicated the presence of a quorum, as follows:

Members Present

Mayor Alan Webber
Councilor Signe I. Lindell, Mayor Pro-Tem
Councilor Roman "Tiger" Abeyta
Councilor Mike Harris
Councilor Peter N. Ives
Councilor Christopher M. Rivera
Councilor Carol Romero-Wirth
Councilor JoAnne Vigil Coppler
Councilor Renee D. Villarreal

Members Excused

Others Attending

Erik Litzenberg, City Manager
Erin McSherry, City Attorney
Yolanda Y. Vigil, City Clerk
Carl Boaz, Council Stenographer

6. APPROVAL OF AGENDA

MOTION: Councilor Lindell moved, seconded by Councilor Ives, to approve the agenda as amended, with Item 12 removed.

VOTE: The motion was approved on a voice vote with Mayor Webber and Councilors Abeyta, Harris, Ives, Lindell, Rivera, Romero-Wirth, Vigil

Coppler and Villarreal voting in favor of the motion and none voting against.

7. APPROVAL OF CONSENT CALENDAR

MOTION: Councilor Lindell moved, seconded by Councilor Ives, to approve the Consent Agenda as presented.

VOTE: The motion was approved on the following Roll Call vote:

For: Mayor Webber, Councilor Abeyta, Councilor Harris, Councilor Ives, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler and Councilor Villarreal.

Against: None.

8. APPROVAL OF MINUTES:

Regular City Council Meeting – April 10, 2019

MOTION: Councilor Lindell moved, seconded by Councilor Romero-Wirth, to approve the minutes of April 10, 2019 as presented.

VOTE: The motion was approved on a voice vote with Mayor Webber and Councilors Abeyta, Harris, Ives, Lindell, Rivera, Romero-Wirth, Vigil Coppler and Villarreal voting in favor of the motion and none voting against.

9 PRESENTATIONS

- a) Muchisimas Gracias – Capital High School Student Volunteers Who Traveled to the Border for Spring Break. (Mayor Webber)

Mayor Webber noted that 11 students and 3 school staff took time to travel to the border to help immigrants traveling to the United States to reunite with families. He read the certificate of appreciation for them

Councilor Abeyta, as a graduate of Capital High School, joined with the students and teachers. Everyone applauded their service as certificates were presented to each of them.

10. CONSENT CALENDAR

- a) Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Santa Fe Distillery, LLC, for a Small Brewer Liquor License, with On Premise Consumption and Package Sales, to be Located at Santa Fe Spirits, 7505 Mallard Way, Unit I, Santa Fe. (Yolanda Y. Vigil, City Clerk, yyvigil@santafenm.gov, 955-6512)
- b) Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Fiesta Oaxaca, LLC, for a Restaurant Liquor License (Beer and Wine), with On Premise Consumption and Patio Service, to be Located at Fiesta Oaxaca, LLC, 135. W. Palace Avenue, Suite 101, Santa Fe. (Yolanda Y. Vigil, City Clerk, yyvigil@santafenm.gov, 955-6512)

End of Consent Calendar

11. Request for Approval of Equity Pay Proposal for AFSCME Employees (Tom Diaz)

Mr. Tom Diaz, member of the executive board of Local 3999, said, "I appreciate the opportunity to be here and to ask for your approval. I presented it to you last year on April 25 and since then, many of you provided ideas and we made changes. The sum of \$222,000 is proportional to the number of union employees. Equity pay starts on July 1, 2019, and we realize the \$222,000 will be budgeted from the \$900,000, subject to good faith bargaining. We on the Board feel we can meet the terms of equity pay to make life more livable for those who make the least." He invited questions.

Councilor Harris wanted clarification. He thought he understood the proposal and was glad to hear about it. The \$222,000 would be factored from the \$933,000. He asked if it is defined as a recurring cost.

Mr. Diaz agreed.

Councilor Harris said the \$933,000 was the result of the compensation study and how it gets divvied up.

Mr. Diaz agreed. He saw the objectives from the compensation study and still has not seen the results of the Collective Bargaining Agreement.

MOTION: Councilor Abeyta moved, seconded by Councilor Lindell, to approve the equity pay proposal.

Discussion on the Motion:

Councilor Rivera asked if the \$222,000 is subject to negotiations or, if approved, can be put it where it needs to be.

Mr. Diaz replied, "If you approve it, we are authorized to start using it on July 1.

Councilor Rivera asked if the employees who had been identified for equity pay will receive that in increments.

Mr. Diaz agreed. "We have the plan fully worked out. Our action prior to July 1 is to provide an updated list and update the plan within the \$22,000 and essentially, give it to payroll."

Councilor Rivera thanked him for keeping the dialogue open and, on behalf of the City, thanked Mr. Diaz.

Councilor Vigil Coppler said, "Thanks for your proposal tonight. I don't just assume but hope one of the proposals would not leave anyone below the minimum range."

Mr. Diaz said he did not know what the new pay ranges were, but this is to make sure, as best we can, to work for equity for the lowest paid. He did not have enough information yet.

Councilor Vigil Coppler asked if he would negotiate on the remainder of the funds for how they are to be allocated.

Mr. Diaz said, "We will negotiate that as soon as possible with the City for the remainder of \$712,000 that the City budgeted and will help fund whatever is negotiated out."

Councilor Ives thanked Mr. Diaz for being here and for keeping Council informed. It has been helpful to understand but he was curious about what happens in FY 20-21 to make those funds recurring and doing the compensation test to see if it falls into the following year. He asked if this is to be on a permanent basis.

Mr. Diaz explained that, "as it happens, next year is the last year of our contract with the City. So I hope by fall this year, we will be sitting down to negotiate a new contract. I can never predict the outcome. Sometimes union negotiations drag out as they did in 2017. And we started the year without a contract in place. But, even in those cases, I have not seen the City revert new raises."

Councilor Rivera saw some AFSCME employees in the audience and thanked them all for the work they do every day. He also thanked Mayor Webber who worked this out with Mr. Diaz.

VOTE: The motion was approved on the following Roll Call vote:

For: Mayor Webber, Councilor Abeyta, Councilor Harris, Councilor Ives, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler and Councilor Villarreal.

Against: None.

12. Request for Approval of Two Subleases and a Sublease Amendment Between the Santa Fe Boys and Girls Club, Inc., and the Turquoise Trail Charter School, for (1) A Partial Tenancy of the Zona del Sol Building; and (2) Exclusive Use of Land Adjacent to the Zona del Sol Building. (Erin K. McSherry, City Attorney, ekmcsherry@santafenm.gov, 955-6512; Edward Vigil, Property Manager, ejvigil@santafenm.gov, 955-6226) (Postponed on April 10, 2019) **(WITHDRAWN)**

13. CONSIDERATION OF RESOLUTION NO. 2019-22: (Councilor Villarreal, Councilor Harris and Councilor Ives)
A Resolution Regarding the Municipal Drug Strategy Task Force, Authorizing an Extension of Time Until December 31, 2019 for the Task Force to Complete Its Work as Set Forth in Resolution 2017-77. (Julie Sanchez, Planner Senior, jsanchez@santafenm.gov, 955-6678)

Ms. Sanchez requested an extension for the Drug Strategy Task Force which was created in 2017 to address the most pressing issues around the problem of alcohol and opioids addictions.

MOTION: Councilor Villarreal moved, seconded by Councilor Harris, to approve the extension of time for the Task Force.

Councilor Villarreal noted the Task Force meeting is tomorrow at Market Station from 11 to 1 and she would be there. She encouraged others to also attend.

VOTE: The motion was approved on the following Roll Call vote:

For: Mayor Webber, Councilor Abeyta, Councilor Harris, Councilor Ives, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler and Councilor Villarreal.

Against: None.

14. Legislative Request Process. (Kristine Mihelcic, Constituent Services Director, kmmihelcic@santafenm.gov, 955-6846; Jesse Guillen, Legislative Liaison, jbguillen@santafenm.gov, 955-6518) **(INFORMATIONAL ONLY)**

Mr. Guillen presented the process. He handed out copies of the legislative request form. He tried unsuccessfully to show the associated power point on the monitors.

A copy of the Legislative Request Form is incorporated herewith to these minutes as Exhibit 1.

Mr. Guillen said the form requires information up front, as well as a point of contact, to create a full packet of information, identifying who the sponsor is, any co-sponsors, a description for the bill and any amendments so all of it can be tracked.

He explained this is what we would like as a pilot process and any changes moving forward to be more efficient in our tracking and information sharing. It will enable a better way to track them. He now receives the requests by email, phone calls and even comments in the hallway.

Mayor Webber suggested that he could email the power point to the Councilors.

Councilor Romero-Wirth said the form needs another line for amendments.

Mr. Guillen agreed that would be helpful so, if that is Council's desire, he would work with Ms. Mihelcic and get that rolled out with space for amendments.

Councilor Romero-Wirth thought maybe the same form could be used with changes. A lot has come through the departments. She asked, "They send it to me, and I fill it out?"

Mr. Guillen said they will first seek a sponsor. This is just to insure there is a sponsor - and staff would complete it instead of a Councilor."

Councilor Romero-Wirth reasoned that they would send it to our Council Liaison who would then send it to her.

Councilor Harris asked what the role of Council Liaison is and if they would have a real clear role. He understood that a conversation in the hallway is not the best way.

Ms. Mihelcic agreed. That is absolutely the intent. "The liaisons can track and monitor on your behalf to make sure revisions or additions are communicated with you. They will work closely with us to accurately track it."

Councilor Romero-Wirth asked if the idea is that we will no longer be interacting with Mr. Guillen and instead, interact with the liaison. "So if I want to have an amendment, I need to work directly with the person who will be doing the work."

Ms. Mihelcic said yes. There are situations where it could be both. But the legislation is where it needs to be available. And sit down and work with the liaison. We

are being flexible with both and with follow up to make sure we have a full packet. And when legislation comes up for follow through. Right now, we don't have a complete way to track all of the legislation. In this case and in other cases, we are trying to back in a more formal process. It will be up to each Councilor to either work directly with Mr. Guillen or through a liaison.

Councilor Romero-Wirth explained she just did not want things to get lost in the translation. "I noticed we put version numbers on the bills and should do that with amendments also. It happened this week when I didn't know the difference between the two."

Councilor Ives hoped there would be only one form to use. This can cover amendments to existing sections. "Perhaps you could just add that to the form. With that change, I think it is very helpful to track things. And hope you make that change quickly."

Councilor Villarreal agreed this is a good way. Do you think it is a way to increase transparency also for things coming down from colleagues?

Ms. Mihelcic said they talked about that and could start getting a time line that would allow us to send an email. That was a consideration we are trying to fine tune, and maybe put it on the website. This form is the first step for that.

Councilor Romero-Wirth disagreed with that. She thought they should be confidential until they are ready to go. And not have it in draft form.

Ms. McSherry pointed out that there is no such protection on that now, if you want to have client attorney privilege.

Councilor Romero-Wirth mentioned that at the legislature, they are kept confidential until released by the legislator. You should be able to control when you go public with what you are working on. When introduced, it is a public document. But while working to get things just right, it should not be public.

Councilor Villarreal saw that side of it. But she said Las Cruces has sessions where they talk about it. While working out the kinks before becoming public is important but she had mixed feelings about that. It is not staff's fault that it doesn't come out earlier. She asked if this was electronic.

Ms. Mihelcic said they will have both. A fillable PDF you can fill out and email to Staff. For Staff, it was getting the process in the form and tracking legislation for ways to push it out with a box for transparency. We are focused first with this and will determine how it is successful or not.

Councilor Vigil Coppler understood that Councilors can fill it out and email it. But she assumed that Councilors cannot log in to see where it is and track it. She asked how they would know when to expect it back.

Mr. Guillen said that is not an option with any City system we have. But that functionality will be available in Granicus and CRM.

Councilor Vigil Coppler did not know how to work on things together without creating a rolling quorum. Perhaps the liaison could tell us, and she asked if that is confidential too. She wanted those answers and didn't want to be outside the loop when she put something in the hopper. It requires communicating much more. That would avoid having to call all the time to figure out the status.

She asked, "How soon could we expect something back when we put something in the hopper? If I want something on the agenda in the future, how much earlier do I need to start it"

Mr. Guillen shared that in his four years with the City, it only happened once that two Councilors were working on the same thing and that is not a rolling quorum.

Councilor Vigil Coppler asked if that would go against what Councilor Romero-Wirth was concerned about.

Ms. McSherry repeated that there is nothing protecting that information from anyone now.

Mr. Guillen said it is no different than the current process. You would call me or the staff member who is working on it. We don't have yet a digital platform where you log in to see the status.

Councilor Vigil Coppler said she got into a quagmire on the veteran's banner because it was on the Public Works agenda and then was missing. That is another procedural problem we have. I don't know if it can be added here. We need to make sure all of that tracking is there. She said, "I asked for handouts and did not see them. And the last thing is the FIR - that would eventually be stapled to it. How do we have input on the FIR?"

Mr. Guillen said, "The FIR is currently filled out by the Staff member assigned to it. I am not the one filling it out, unless needed. The Staff listed is the one responsible for that. So if you want input on it, we could do that."

Councilor Vigil Coppler said some that come to us have an FIR and others do not.

Ms. McSherry added that Mr. Guillen and Ms. Mihelcic are trying to improve the whole process, and this is just step one. It will require other changes to the process and

Governing Body procedures - publication is required before your discussion, for instance. There is not something established in the request form.

Councilor Vigil Coppler hoped these comments were helpful.

She said the last issue for her was about the logo. She wanted consistency with the logo on our city documents.

Councilor Romero-Wirth said a FIR is, by its very nature, is a staff duty. Our role is to ask questions for giving feedback or challenge something or agree with it. Councilors should not formulate FIRs.

She said she worked at the Legislative Council Service for 4 years and the way they think about things allows for confidentiality. "I am very interested in the City Attorney's process and perhaps look at what Las Cruces does and how the State Legislature keeps them confidential until they are introduced. Then it gets changed as it moves through the committee process to get better legislation. Right now, we don't have the best process to come up with the best product. I'm also curious. Ms. McSherry has to sign off on all future legislation. When does that happen? That is to keep us out of trouble. I don't think that has been factored in here."

Ms. McSherry clarified that she currently signs it as to form and whether there are ambiguities or problems conforming to the law. She might see the draft or not. It would depend on circumstances. So that is why she encouraged it to be public.

Councilor Romero-Wirth said, "We must have a draft to have some of those conversations. Public documents could make us look foolish when put in the newspaper. If you send an email right now to Mr. Guillen it is already a public document. So we need to look at protections when it should not yet be public. I get it to keep the workload straight and not in the hallways but there is more to be worked out. The process is where the collaboration happens if I have one and Councilor Villarreal has another. There is no reason why that cannot be unknown until it is ready."

Councilor Ives noted, as he looked at the Public Records Act, he could not find any exception for this form. "We once had a City attorney state that drafts were not public records and now that seems different. And we can assume the form is a public document unless held as client-attorney privilege."

Mayor Webber thanked Mr. Guillen and Ms. Mihelcic for the presentation.

15. Request for Approval to Publish Notice of Public Hearings on May 29, 2019:

- a) **Bill No. 2019-4:** An Ordinance Amending Section 25-4.3 SFCC 1987 Regarding the Commercial Water User Rebate Program to Ease the

Application and Rebate Administration Process, and to Clarify Certain Sections of the Code. (Councilor Romero-Wirth) (Andrew Erdmann, Water Resource Coordinator, paerdmann@santafenm.gov, 955-4204)

- b) **Bill No. 2019-7:** An Ordinance Relating to the Land Development Code, Chapter 14, SFCC 1987: Amending Subsection 14-6.3(D)(1) to Permit On-Street Parking to Meet Parking Requirements for Accessory Dwelling Units, to Impose Limits on the Height and Setback for Accessory Dwelling Units, to Permit Accessory Dwelling Units to be Built in Compliance with Underlying Design Requirements, to Permit the Rental of Both the Primary Dwelling Unit and Accessory Dwelling Unit Except for Short Term Rental Unit, Voiding Existing Restrictive Covenants Set Forth in Ordinance 2008-5; and Making Such Other Stylistic or Grammatical Changes as are Necessary. (Councilor Ives and Councilor Vigil Coppler) (Carol Johnson, Land Use Department Director, crjohnson@santafenm.gov, 955-6617)

- c) **Bill No. 2019-8:** An Ordinance Authorizing the Execution and Delivery of a Loan Agreement By and Between the City of Santa Fe and the New Mexico Finance Authority, Evidencing a Special, Limited Obligation of the City to Pay a Principal Amount not to Exceed \$23,800,000, for the Purpose of Defraying the Cost of Refunding, Paying, and Refinancing the 2009 Loan Agreement Dated September 14, 2009 With the New Mexico Finance Authority (College of Santa Fe Acquisition); Providing for the Payment of the Loan Agreement from Certain Gross Receipts Tax Revenues Distributed to the City; Providing that the Loan Agreement Will Constitute a Subordinate Lien Upon the Pledged Gross Receipts Tax Revenues; Providing for the Distributions of Gross Receipts Tax Revenues from the Taxation and Revenue Department to be Redirected to the New Mexico Finance Authority or Its Assigns Pursuant to an Intercept Agreement for the Payment of Principal and Interest Due on the Loan Agreement; Delegating Authority to the Mayor or, in the Mayor's Absence, the City Manager or Finance Director, to Approve the Final Principal Amount, Interest Rates and Other Details of the Loan Agreement Within the Parameters Set Forth in this Authorizing Ordinance, and to Execute and Deliver a Pricing Certificate Reflecting the Final Terms of the Loan Agreement; Ratifying Actions Heretofore Taken; Repealing All Action Inconsistent with this Ordinance; and Authorizing the Taking of Other Actions in Connection with the Execution and Delivery of the Loan Agreement and Intercept Agreement. (Mayor Webber) (Bradley Fluetsch, Cash & Investment Officer, bfluetsch@santafenm.gov, 955-6885)

Councilor Ives asked to join as cosponsor on 15 a and 15c and was already the sponsor of 15 b. He understood they are still subject to amendment.

MOTION: Councilor Ives moved, seconded by Councilor Vigil Coppler to approve 15 a, 15 b and 15 c for notice to publish.

VOTE: The motion was approved on the following Roll Call vote:

For: Mayor Webber, Councilor Abeyta, Councilor Harris, Councilor Ives, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler and Councilor Villarreal.

Against: None.

Councilor Villarreal asked to be a cosponsor. Councilor Harris noticed that Councilor Abeyta was not shown as sponsor on 15 c.

16. MATTERS FROM THE CITY MANAGER

Mr. Litzenberg announced that the Employee Benefits Committee set up a lunch at the Convention Center on Friday for Toby Williams.

Secondly, he thanked Councilors for their participation in the budget hearings.

He thanked all of those involved in the Spring Blitz when police are doing enforcement, they normally standalone but Staff and Councilors have been involved. Thank you.

He also announced the celebration of Spring on Saturday at the Railyard.

Mayor Webber asked if it was not too late to sign up.

Mr. Litzenberg said to go to Facebook, and we would be happy to get anyone involved.

17. MATTERS FROM THE CITY ATTORNEY

Ms. McSherry was thankful for comments at yesterday's budget hearings and said she was brainstorming those today.

18. MATTERS FROM THE CITY CLERK

Ms. Vigil said candidate packets would be available on May 5 on a first come, first served basis and thereafter by appointment.

19. COMMUNICATIONS WITH THE GOVERNING BODY

A copy of the Bills and Resolutions Scheduled for Introduction is incorporated herewith to these minutes as Exhibit 2.

Councilor Harris said, "If I really want to stand for what I believe, I should shoot a video." He asked Ms. McSherry if the airport security program documents need to come here for approval - rules and regulations out of airport security.

Ms. McSherry said she would verify that.

Councilor Harris said it came up at the Airport Advisory Board.

Councilor Ives will cosponsor the Mayor's second introduction.

Councilor Vigil Coppler will be a cosponsor on Mayor Webber's first introduction. She thought the videos are also on YouTube.

Councilor Rivera wanted to make sure we have the Santa Fe High School ROTC program on a future agenda and St. Mike's Pony Express on the calendar. She announced the birthdays of his daughter Samantha and his grandson.

Councilor Romero-Wirth said on that point that her my daughter's birthday is on Friday, but she was diagnosed with the flu so will be in bed for her 22nd birthday.

Councilor Villarreal will cosponsor the bill for asylum seekers.

Mayor Webber said the sheet is slightly inaccurate. He is introducing the first one. The second can be written the way we want it to for the Immigration Committee to address needs of asylum seekers.

His first update was on Midtown progress. He was speaking this morning to the RFP which needs more amplification so you can answer questions on it. He read it as it should be corrected - for asset and property management, repairing high priority items and routine maintenance. The City approved budget is for the highest priority items in anticipation of disposing of assets as we move forward with development plans. The first RFP is for economic analysis and urban planning. Those and the LUD Plan would be in conjunction with and support for the resolution. The first RFP is to get a planning team in place for what would be on the Midtown campus.

The second is RFP for civic engagement, and they go hand in hand. It is to develop civic policies to engage the site and a collaborative model. The third is also for interest in it - to submit an expression of interest if they would like to locate on the campus, so as to develop how we would select groups to work with. To coordinate all of it, we would use

Daniel Hernandez as project developer. All three RFPs will be issued in the second quarter of 2019 calendar year.

Councilor Romero-Wirth said it would be helpful to have it to refer to. She has clients interested in it.

Mayor Webber said the next update is on asylum seekers and the work that is done to aid not only them but for those already providing assistance in New Mexico.

Last Tuesday, we convened interested nonprofits and representatives from Ben Ray Luján's and Martin Heinrich's office and staff. Right after that, he got call from the Las Cruces Mayor and have been in daily conversations with groups attending the first meeting and had a meeting with two mayors, the Governor's office and congressional delegation and other interested people to come up with a plan to provide assistance.

The best way for Santa Fe to help is not to put up our own shelter. Almost all are on their way to other parts of the country where sponsors or family members reside. Our help should not bring them here. It is for us to raise money, contribute clothes, food and other donations that would go to Albuquerque or Las Cruces. We are looking to stand up and will stand up for those willing to make contributions. Santa Fe Community Foundation will create a fund for assistance of refugees and asylum seekers. You can go to the website and designate it for that support, it will go into that fund. Donations will also go to faith-based entities to identify the kind of clothing and nonperishable food and personal care items that are needed. They are also looking for a vehicle to donate time in Albuquerque or Las Cruces.

He spoke with Mayor Keller this afternoon. They need at least five people who speak Portuguese. It takes \$4,000 to house 100 people. The goal is to use the NM Expo facility as a major hub for shelter, health checks and transportation from New Mexico. Clean sheets, pillows - for at least 60 people and make that a very welcoming place. We will be reaching back out for specific way for people here to contribute.

This development should not divert our attention from immigrants here. They have been subjected to ICE raids recently. They are being victimized just as much as asylum seekers. ICE goes to where they work and deports them. We should never lose sight of our own residents that also are subject to ICE raids.

The Governing Body recessed at 6:35 p.m. until 7:00 p.m.

END OF AFTERNOON SESSION

EVENING SESSION – 7:06 P.M.

A-E. CALL TO ORDER AND ROLL CALL

The regular meeting of the Governing Body of the City of Santa Fe, New Mexico, was called back to order for the evening session by Mayor Alan Webber, on Wednesday, April 24, 2019, at approximately 7:06 p.m., in the Council Chambers at City Hall, 200 Lincoln Avenue, Santa Fe.

Present at the evening session were:

Members Present

Mayor Alan Webber
Councilor Signe I. Lindell, Mayor Pro-Tem
Councilor Roman "Tiger" Abeyta
Councilor Mike Harris
Councilor Peter N. Ives
Councilor Christopher M. Rivera
Councilor Carol Romero-Wirth
Councilor JoAnne Vigil Coppler
Councilor Renee D. Villarreal

Members Excused

Others Attending

Erik Litzenberg, City Manager
Erin McSherry, City Attorney
Yolanda Y. Vigil, City Clerk
Carl Boaz, Council Stenographer

F. PETITIONS FROM THE FLOOR

Stefanie Beninato said she got an email that Staff would get her an appointment (with Mayor Webber) and she was pushing for an actual date. "I am concerned about IT as a promised cure-all. There were IT matters that were supposed to be implemented for a couple of years and were not. I was told some can access it and some cannot. Two years ago, people were hired to scrub the web for illegal Short-Term Rentals and now a third party is going to do that so what are the two employees doing who were hired for that. You cut the Seniors' budget by 4%. If you are going to hire an ambassador for Seniors, I think they would rather keep the 4% in the budget. Recent employees are being hired at higher salaries. Will they also get the 2% increase? Thank you.

Ms. Beninato provided a recent newspaper article regarding the Heritage Hotels salaries.

A copy of the article is incorporated herewith to these minutes as Exhibit 3.

Mark Edwards, 11 Harrison Road, said he read through the budget last night and, "I couldn't imagine what you went through to create that budget. I offer not criticism of the budget but maybe an opportunity to save some money. If there is a way, we can have Interfaith rewrite their procedures to minimize the need to call police and would also help the businesses in the surrounding area and increase GRT. I read the Mayor's letter and know your heart is in the right place. Thank you."

There were no other petitions from the floor and the public speaking portion was closed.

Mayor Webber introduced the resolution on asylum seekers.

Councilor Ives wanted to cosponsor.

Ms. McSherry said it is not an action item so there is no need to do that.

Councilor Villarreal wanted to be a cosponsor too.

G. APPOINTMENTS

There were no appointments.

H. PUBLIC HEARINGS

1. Request for Approval of Affordable Housing Draft 2019-20 Annual Action Plan (Jacqueline Beam, Affordable Housing Planner, jybeam@santafenm.gov, 955-6574)
 - a. Professional Services Agreement – Fiscal Year 2019-20 Community Development Block Grant (CDBG) Estimated Allocation in the Amount of \$560,000.
 - b. Fiscal Year 2019-20 CDBG Grant Administration in the Amount of \$140,000.
 - c. Professional Services Agreements – Fiscal Year 2019-20 Affordable Housing Trust Fund (AHTF) Allocation in the Amount of \$475,000.

Jacqueline Beam and Alexandra Ladd were present to address this matter. Ms. Ladd handed out a memo on it.

A copy of the handout is incorporated herewith to these minutes as Exhibit 4.

Ms. Beam read aloud the new amounts in the handout. She explained that the action plan for 2019-2020 is comprised for future goals and they needed different brackets. There is a 116% cap on all services and are also those services that will prevent homelessness. There was a surprise this afternoon that our funding is down 5.8% so \$659,601 is the new total. That means all contracts will need to be reduced by approximately 5.8%.

Councilor Ives asked if there was any sense of why it occurred and anything Council can do to reverse that.

Ms. Beam did not think it could be reversed but there is a way to look at it as somewhat of a positive. HUD has two formulas based on population and one for those in poverty. So, in all of the weighted percentages, she could only assume that some of our population of poverty level may have gone down a little and we are seen as not needing as much funding.

Councilor Villarreal said that as Chair of CDC, that it is always a challenge because we only have so much money and she thanked the Staff for jumping through the hoops for it. She asked Ms. Ladd what the amount requested for all the applications totaled.

Ms. Beam said it was about \$735,000.

Councilor Villarreal thought it was at first over a million and they had to reduce the funding. In the list of what we support, there are those for the people most in need. Mortgage reduction is important. Repairs by Habitat will be done for existing homes. There are also Public Housing projects, Youth Shelter project and Safe Haven for women. These aspects cover all the bases. So thanks to Staff for the work they do. We struggle at CDC because HUD has new requirements.

Public Hearing:

There were no speakers from the public regarding this matter and the public hearing portion was closed.

Councilor Villarreal asked Staff to let Councilors know when the results of the survey will be posted.

Ms. Beam agreed. There were 230 participants and that was a pretty fair representation of the city and they will show the results soon.

MOTION: Councilor Villarreal moved, seconded by Councilor Ives, to approve the Affordable Housing Draft 2019-20 Annual Action Plan.

VOTE: The motion was approved on the following Roll Call vote:

For: Mayor Webber, Councilor Abeyta, Councilor Harris, Councilor Ives, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler and Councilor Villarreal.

Against: None.

MOTION: Councilor Villarreal moved, seconded by Councilor Lindell, to approve the Fiscal Year 2019-20 Community Development Block Grant (CDBG) Estimated Allocation as presented.

VOTE: The motion was approved on the following Roll Call vote:

For: Mayor Webber, Councilor Abeyta, Councilor Harris, Councilor Ives, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler and Councilor Villarreal.

Against: None.

MOTION: Councilor Villarreal moved, seconded by Councilor Ives, to approve Fiscal Year 2019-20 CDBG Grant Administration in the Amount of \$130,820.

VOTE: The motion was approved on the following Roll Call vote:

For: Mayor Webber, Councilor Abeyta, Councilor Harris, Councilor Ives, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler and Councilor Villarreal.

Against: None.

MOTION: Councilor Villarreal moved, seconded by Councilor Vigil Coppler, to approve the Professional Services Agreement for Fiscal Year 2019-20 with the Affordable Housing Trust Fund (AHTF) Allocation in the Amount of \$475,000.

VOTE: The motion was approved on the following Roll Call vote:

For: Mayor Webber, Councilor Abeyta, Councilor Harris, Councilor Ives, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler and Councilor Villarreal.

Against: None.

2. CONSIDERATION OF BILL NO. 2019-3: ADOPTION OF ORDINANCE NO. 2019-04. (Councilor Abeyta)

An Ordinance Amending Section 11-4 to Clarify the City Manager's Authority to Approve Budget Revenue and Expenditure Increases in Excess of \$60,000 Under Certain Circumstances and to Allow the Finance Department to Implement Re-Appropriations of Unspent Budget Amounts for Ongoing Grants and Capital Projects Upon Request by the Associated Department. (Andy Hopkins, Budget Analyst, ajhopkins@santafenm.gov, 955-6177)

Ms. Vigil read the Bill caption.

Mr. Hopkins said this ordinance mostly clarifies language in the amendment in the ordinance to make it perfectly clear. It has a new section G which he stated - in a resolution by the Governing Body, to codify what we did informally in the past for carrying over remaining amounts with no change to the budget but just an extension of the grant. Many grants don't end with end of FY and it becomes necessary to carry forward the funds to complete the project in the new FY. And otherwise, it would jeopardize completion of the project. Other changes are just clarifying for the procedure.

Councilor Abeyta pointed out that this is recommended for approval by two committees.

Councilor Vigil Coppler called attention to the amendments at the bottom of the page. One amendment was made by her and the other was Councilor Abeyta.

A copy of the amendment proposed by Councilor Abeyta is incorporated to these minutes as Exhibit 5.

Councilor Ives noted that in the text in Section b on page 2, it says by implication, that the City Manager has no authority for amounts under \$5,000.

Mr. Litzenberg did not think so.

Councilor Ives suggested canceling the \$5,000 statement.

Mr. Hopkins explained that the Finance Director has authority up to \$5,000.

Councilor Ives understood that, but he pointed out that doesn't preclude City Manager approval. That should also come out of Section F below. There is an odd structure in F-3 2-b that ends with the word "and" and that suggests that 3 is part of 2b. So he asked if the Body could strike the word "and" and put a period in its place.

Mr. Hopkins agreed and said that was the intent. That was one of the requested changes.

Councilor Ives said he was happy to have those as amendments to the motion.

Public Hearing:

There were no speakers from the public regarding this matter and the public hearing portion was closed.

MOTION: Councilor Ives moved, seconded by Councilor Abeyta to approve adoption of Ordinance No. 2019-04, with amendments in the packet and the linguistics he mentioned.

VOTE: The motion was approved on the following Roll Call vote:

For: Mayor Webber, Councilor Abeyta, Councilor Harris, Councilor Ives, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler and Councilor Villarreal.

Against: None.

3. CONSIDERATION OF BILL NO. 2019-5: ADOPTION OF ORDINANCE NO. 2019-5. (Councilor Ives)

An Ordinance Amending Section 14-12 to Add a Definition for Banner; and Amending Section 14-8.10(A) to Remove Reference to the 400th Anniversary Celebration as it Relates to the Display of Banners. (Liz Camacho, Economic Development and Communication Administrator, excamacho@santafenm.gov, 955-6042)

Ms. Camacho provided a quick over view because she thought Councilors were familiar with it and then go over changes by the City Attorney. This is proposing the banners on City property. We've been approached by many groups, but right now, only 400th banners are allowed.

Many newer businesses consider the signage code to be strict and business-unfriendly. We would like to have all of the signage code be more business-friendly and more open to community groups who approached the City. It is not necessarily something that was feasible to change all of the code due the cost. So by allowing banners, they felt it was a good way to start that would demonstrate good will for community groups and be more business-friendly.

A resolution would be required if someone one were to put up a banner. It would outline the process and would be on a case-by-case basis. It would expand the possibilities of putting up banners while still keeping City authority in place. The Public Works Committee accepted it. Finance had issues - the issue of free speech - so, with help of Ms. McSherry, we made some changes to put the City of Santa Fe on the banners.

It is on city property. So the burden of approval is on the Governing Body and this will share the responsibility with Staff and LUD Director and PWD Director. The Planning Commission has also accepted it.

She invited questions.

Councilor Romero-Wirth said at Planning Commission, they made a recommendation similar to Finance. They did offer language to be more inclusive of groups and wanted it to be more specific to community groups and business groups and neighborhood groups. There was language that the Planning Commission had similar concerns on the original ordinance after all of these changes.

Ms. Camacho agreed.

Councilor Romero-Wirth noted it says in here that it is not about a public forum for expressive activity nor a forum for political or religious non-city speech. She asked for a clarification.

Ms. McSherry said it is not a forum for First Amendment expressions.

Councilor Romero-Wirth asked if it is a legal term.

Ms. McSherry said it has been litigated and the phrasing comes from such litigation from a school board. "What you are doing is approving what has been approved by the Governing Body. So City speech would be that it must have our logo on it. That is part of it but not the only thing making it city speech. The fact that it must be approved by the Governing Body and a geographical location for business or neighborhood groups and all are things the Governing Body approves.

By putting the City of Santa Fe on it makes it clear it went through the process for approval.

Councilor Romero-Wirth referred to the term, "expressive activity" and commented that the Guadalupe banners proposed had art with a little religious overtone.

Ms. McSherry said they are allowed to say lots of things. The expressive language is part of the government thing.

Councilor Villarreal said, regarding Councilor Ives's amendment to identify the geographic location, couldn't we say business or neighborhood or community groups?

Councilor Ives agreed.

Councilor Vigil Coppler appreciated Councilor Ives's amendments and Councilor Villarreal's.

Councilor Harris agreed that this ordinance has been greatly improved so he could support it and really appreciated the Attorney's important distinction. He was not very prepared for this but wondered about the cost allocation as it goes through Land Use and Public Works and the City Attorney.

Councilor Lindell had an amendment on cost allocation. On the amendment Councilor Villarreal brought forward - and appreciated her catch on that - and had one more. Amendment #3 is in item 4 at end of the sentence: "cost allocation is applicable, and no costs would be funded after 2020."

Councilor Ives accepted that as friendly.

Councilor Harris thought that was good and would support that amendment.

Councilor Vigil Coppler asked if saying no cost would be funded after 2020 would include in-kind costs as it relates to workers placing the banners such as anyone with a bucket truck.

Councilor Lindell said, "Anyone but the city. We are entering into the unknown with that. I said 2020 because I wanted the amendments you are bringing forth tonight.

Public Hearing on 3 - to address the ordinance.

Donald Christy gave thanks to Councilor Rivera, Councilor Abeyta and Councilor Vigil Coppler for going above and beyond for this today. "This has been adopted all across the country for vets who gave everything for our freedom including their life. No other city in New Mexico has done this yet. We will be the first one and if you go to www.veteransbanners.com, they will include the banners on that website and the City could even attach it to your own web site. You know why I am here. I just want to see veterans who are deserving to be honored by our city. Sgt Leroy Petrie is one right outside City Hall, Corporal Lucero, Captain Nava, and others.

We also have the commander of the local VFW, and a group that makes quilts for veterans. I'm done. I hope you understand why we are doing what we are doing and hope you would honor the veterans here. I was never in war conflict, but these guys have been."

A copy of the letters and potential design is incorporated herewith to these minutes as Exhibit 6.

Stefanie Beninato said she was- not speaking to the actual veterans' banners but to the ordinance. "The more signage, the less you would see of the city, especially for one place and not another. And making it the neighborhood - who represents the neighborhood? And also of design. I didn't hear the attorney answer the perceived

religious connotation with Lady of Guadalupe and in some people's mind that the City supports a religion.

"The whole idea is problematic, and I think it would be great to put them up for a month on each side of Veteran's Day and then take them back down. Or a banner up for a month around a street fair. It would be much more effective and not a drain on city resources."

Gilbert Romero, Commander of VFW, said, "For the veterans like me - I'm a Desert Storm veteran - for those people coming back, this would be a huge feather in our hat. I know many, many veterans who would be honored by this. Please take that into consideration."

Terry Becker, Commander of Post 12, American Legion, a new revitalized post. He said, "This ordinance I hope passes because before, there were many veterans not remembered or recognized. Many Viet Nam vets. I am part of the color guard at the National Cemetery. The point is that many of them are not remembered and this is a perfect way to remember them, even if only for a couple of weeks."

Anthony David López said, "I was the first Viet Nam commander at Post 2154. I just want to say how important this is, not even looking at WWI and WWII and Korean Wars. I served and I know a little bit about our country and the flag with red white and blue. I know about the 64, 000 who did not come back from Viet Nam. It is time to say Muchisimas Gracias for them. God bless you all."

There were no other speakers from the public regarding this case and the public hearing portion was closed.

MOTION: Councilor Ives moved, seconded by Councilor Vigil Coppler, to approve the ordinance with the amendments in the packet and in the discussion.

VOTE: The motion was approved on the following Roll Call vote:

For: Mayor Webber, Councilor Abeyta, Councilor Harris, Councilor Ives, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler and Councilor Villarreal.

Against: None.

- a. **CONSIDERATION OF RESOLUTION NO. 2019-20.** (Councilor Vigil Coppler, Councilor Rivera and Councilor Abeyta)
A Resolution Approving the Design and Installation Plan for Banners Commemorating Veterans Along the Cerrillos Road Corridor Between I-25 and Rodeo Road. (Jeremy Perez, Council Liaison, jiperea@santafenm.gov, 955-6033) **(Not a Public Hearing)**

MOTION: Councilor Abeyta moved, seconded by Councilor Rivera, to approve the resolution.

Discussion on the motion

Councilor Villarreal thanked those who came out. She was happy we will be the first one in the capital and it is time to honor those who served. She suggested we have a Veteran's Advisory Board that this probably should have gone through. Most of their funds support veteran's activities and she wanted to see if that could be part of the cost share. She wished them the best of luck.

Councilor Vigil Coppler said, "It is important to know what you have in front of you. Thanks to all veterans who came here and waited until now. And especially to Don Christy for his steadfastness in moving forward. You have a hand out. We received wonderful support from the Governor, from Ben Ray Luján and another from the Department of Veteran's Affairs, and National Cemetery and letter of support from Adjutant General and another from Northern New Mexico Blue Star Mothers - most of them are dated from last year. Other than what was in the packet, that was not quite right. It is a mockup of what it might look like. The poles in the resolution lead in from I-25 through Cerrillos Road and we received permission from DOT to use them also - I'm very happy and pleased that my fellow councilors have introduced this and appreciate the support of Councilor Villarreal for looking into the practice down the road."

Councilor Harris said in the ordinance we just passed is a city statement. I'd like for the amendment to be included that he read. Having said that, I hope you understand, we just finished Day 2 of budget hearing out of six days. And the budget was \$10,000 and now I think it is \$10,000 and \$10,000 more for next year.

Councilor Vigil Coppler said, "I was told in committee that it was to put them up and take them down."

Councilor Harris said now we have doubled that. In the cover memo, I think that was too much.

Councilor Vigil Coppler thought it should be \$5,000 and \$5,000.

Mr. Guillen agreed that was a mis-communication. It is \$10,000 to put them up in this FY and \$10,000 to take them down in the next FY.

Councilor Harris thought that was too much money and it would not take that much. And in the future, from Memorial Day to Thanksgiving is too long. It should be Memorial Day to Veteran's Day. He thought \$10,000k was sufficient and that was his point of view. "I have a hard time doubling anything."

Councilor Vigil Coppler said she had asked for a breakdown on the people's salaries who put them up. It is really not cash. It is not an allocation of money but of time. This is a pilot for one-time and we can do a better job with it.

Councilor Harris said Staff time is real money, no matter what it is for.

Director Regina Wheeler was asked to comment.

Director Wheeler said she did believe this is a cap and she could spend some time figuring out the hard costs for traffic control and equipment and keep careful track of that and report back what the real costs are.

Councilor Romero-Wirth referred to the amendment in the packet that dealt with maintenance issues. She read how it currently reads: "The American Legion shall be responsible for the maintenance of the banners" and she did not understand what that meant. So she spoke to the Legislative Liaison about it. She read her amendment that added "and to repair or replace those that are damaged or defaced." And the second sentence reads, "That the City could remove those that are damaged or at least take them down."

Councilor Abeyta clarified that his motion included those amendments and the comment on what Councilor Harris said. We got the \$20,000 estimate and started going through at \$10,000. But \$20,000 was in the beginning and he hoped the City could keep the costs down.

Ms. Vigil said, "It shall be effective on the date it is approved."

Councilor Abeyta agreed.

Councilor Villarreal asked to be a cosponsor.

Councilor Harris said he is voting yes, but said it takes some the pride out of it when we double the cost.

VOTE: The motion was approved on the following Roll Call vote:

For: Mayor Webber, Councilor Abeyta, Councilor Harris, Councilor Ives, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler and Councilor Villarreal.

Against: None.

- 4. Case #2019-29 The Consignment Warehouse Development Plan.**
Richard Martínez of Martínez Architecture Studio PC, Agent, for

Tracie and David Jansen, Owner, Requests Development Plan Approval for the Consignment Warehouse on 0.67 Acres. The Property is Zoned C-2 (General Commercial) and is Located at 1728 Camino Carlos Rey. (Donna Wynant, AICP, Case Manager, djwynant@santafenm.gov, 955-6325)

Ms. Vigil read the case description.

Ms. Wynant presented the Staff Report and pointed out the four plan sheets regarding this case. She explained this proposed commercial development is less than 10,000 square feet, and subject to the 1995 ordinance, which provides that the six commercial lots require approval by the Governing Body for anything other than a parking lot. The four other lots will eventually come to the Governing Body.

C-2 allows a variety of businesses but some are prohibited by the overlay and are in Exhibit D. It was developed as affordable housing in 1986 and was rezoned to C-2 in 1995. The building is around 5,000 square feet and includes a second story residence. The lot is flat, and the development will improve (lessen) the runoff. It would bring no increased traffic; no night time activities. Rufina Street has a ROW and, in the transportation, plan it was unfunded and this would defer the cost of sidewalks until the City extends the roadway. There are quite a few conditions, technical corrections and detailed comments.

He pointed out a few corrections. The solid waste is smaller than it appears in there. There was a typo on page 14. This project is in compliance with Ordinance 1995-51. The Land Use Department recommended approval as outlined in the report.

Public Hearing:

Richard Martínez, owner of Martínez Studio, was sworn. He said this is an unusual situation in that it requires any use to come to the Governing Body. This is a small building on a small lot and going through the permit process. He introduced Tracy Jenson who is the owner of the warehouse.

Tracy Jenson was sworn and said, "We need to expand our furniture consignment store. It is a green business because we recycle furniture. There are other consignment businesses here in town.

Mr. Martínez said, "This is a woman-owned business with four employees and pays taxes to the City. We are glad she is expanding. I asked the attorney to approve the application without the conditions recommended. We are required to meet certain things that are intended for larger developments. I am responsible for coordinating all things for the permit department and have to coordinate several engineers in it." He read some of the technical corrections, including meeting ADA Act requirements for the sidewalk and contacting the City for inspection. "We are not going to violate the ADA. We will meet all requirements of the Act. It also says the applicant shall pay their fair share to improve a

section of Rufina Street. I don't know what fair share really means, and if my client is asked to contribute some unknown amount for approval of the project.

He read further, "inspections of drainage facilities - this is a condition particular to this project and I don't know why we need to maintain an inspection log. We will meet the requirements of the building permit which includes storm drainage for impervious areas on-site. We did a drainage retention pond that is over engineered for the project. The engineer says we are doing 270% of that requirement.

There were no other speakers from the public regarding this case and the public hearing portion was closed.

Councilor Harris asked a question of Nick Schiavo, "We don't normally see what is in the development review process. These seem to be normal requirements I would expect to see. Let's talk about drainage. That area of town was hit hard by the July storm. Does that drive what is included here or were these all part of the standard language?"

Mr. Schiavo said, "You are right. It is because of what we saw from the storm last July to put notes for HOAs or property owners to maintain their ponds. After the storm, we found many of those ponds had not been maintained.

Councilor Harris thought that was the reason. We will see these types of comments from now on. And to make timely inspections and monitor all of those around town. Who will make the inspections?

Mr. Schiavo said Land Use will make those inspections.

Councilor Harris thought everything is pretty typical and Mr. Martínez' comment on fair share is a fair question. It could be huge or small. Can we get an estimate of that?

Mr. Schiavo said the amount would be associated with paving half of the road with curb and gutter at the property. There are two other parcels south and they would need to develop, and it is common for us to provide a fair share for developing that road. On the other side, parallel to this location, the road improvement would be paid by the City.

Councilor Harris did not think any of us were around when that plat was approved. So of the six lots, three have not been developed.

Mr. Schiavo said the two lots he was referring to are south and east of this proposed project.

Councilor Villarreal was looking at the technical corrections and wondering where that was.

Councilor Romero-Wirth said it is on page 2 or 5 of the Staff report in #2 at top of the page. It says to pay that at the time it is improved.

Councilor Harris thanked her. "It seems to me that in hindsight, that it should have been split among the six lots and he had a hard time putting that burden on this property owner. The most he could support is one sixth of the cost.

Mayor Webber agreed that "fair share" is a loose term. He asked how that has been interpreted in the past. Is there a standard for Land Use or Public Works? The two lots are the most affected.

Mr. Schiavo posed a hypothetical example and asked how fair it is. It is more related to splitting the cost in this case.

Councilor Villarreal was surprised by the requirement of the drainage facility since some of it is what the City has not done. How do we distinguish that? She wanted to understand and asked for an explanation of that drainage facility.

Mr. Schiavo said under the code, they are required to construct a facility, based on a 100-year storm and for the impervious area what the runoff would look like and appropriately sized and maybe swales that lead to the pond. That is the extent.

Councilor Villarreal thought part of that is our own responsibility.

Mr. Schiavo clarified that it is their responsibility for their property runoff. Once in the system, it is City responsibility.

Councilor Villarreal thought we should also think beyond the 100-year event. There was tremendous damage to property in that July storm. We don't have much power in the future. Should we think beyond the 100-year flood?

Mr. Schiavo said what was submitted is about 3.5 to 6 inches. The property owner is responsible for the rain that hits on their property. They are allowed to let pre-development runoff to runoff. He was confident this plan is of sufficient size and he was more concerned with long-term maintenance when a pond has been neglected.

Councilor Villarreal agreed. It is something we need to watch closely. She was trying to visualize the Rufina extension.

Mr. Schiavo said it was difficult because nothing is there. It is just on paper. It just backs up to the car dealership.

Ms. Jensen said her business grosses about \$500,000 per year and she has five employees. Her husband is a contractor and has built roads before. The road from Harrison has some private residences and then is a vacant lot to Carlos Rey. "If I have to pay for half of it, that would be very expensive." She said her husband could speak to that as an engineer.

Councilor Ives referred to page 9 and the reference to Section 10 on water harvesting which said, "and landscaping as much as is reasonably possible." On page 40, it looks like there is a cistern on the lot.

Mr. Martínez agreed. It is proposed. We plan to install that.

Councilor Ives noted a line runs over to the pond.

Mr. Martínez agreed. The parking lot is not paved. It is gravel so we will take all the drainage over to the pond. It was engineered by Maury Walker. In that flood, it was water off of Cerrillos Road and no water from our lot contributed to that.

Councilor Ives asked what will be done with the cistern water.

Mr. Martínez said it would be irrigation for the landscaping that is required and an open space natural landscaped area on Harrison Road.

Councilor Ives saw in another drawing, there appeared to be an overflow outlet from the pond.

Mr. Martínez said yes. We are always required to have that to prevent erosion.

Councilor Ives assumed the overflow would be off the western edge.

Mr. Martínez agreed. It is engineered for a 100-year event and the engineering is 270% of that.

Councilor Ives appreciated that. Have you considered electric charging or solar panels?

Ms. Jensen said they would like to have solar panels and a charging station for her electric car.

Councilor Ives said that is significant for meeting our goal on carbon footprint.

Councilor Lindell said she was pleased to see Mr. Schiavo in Land Use and the chance to work with him on projects. On page 3 of the packet, she was troubled about the commitment to a "fair share" for connection of Rufina. She asked if there was any other way to look at that. She would like the applicant to be able to go forward with this and that is a deep unknown. No other lots have been asked to do that so they would be picking up a disproportionate share.

Mr. Schiavo was open to suggestions. He said he has been to her business. If it were a McDonalds, there would be a push back on that fair share. He was just reflecting

what the city has asked others to do. Potentially, the burden is very high. I just did not want to miss the chance for that connection.

Councilor Lindell asked if the estimated cost would be \$10,000, \$100,000, or \$150,000.

Mr. Schiavo did not want to even guess without knowing the dimensions.

Councilor Rivera recalled the City commitment is half of the road. Does the sidewalk include the curb and gutter?

Mr. Schiavo said that comes with the paving of the street. The sidewalk is an added feature. But without the final connection through, he would not recommend anything without the other two lots being part of it.

Councilor Rivera asked if C-2 also allows residential.

Ms. Wynant agreed. The City allows for that. The ordinance is attached. It doesn't include the caretaker's residence.

Councilor Abeyta referred to page 19 - an aerial photograph of Rufina off of Camino Carlos Rey but saw it doesn't go all the way to Harrison Road. He asked if the adjacent lot has Rufina going through. If not, then that connection will never happen.

Ms. Wynant said she did not have a picture of what studies have been done but all the way to the south end. This gap in between - the paper street - and the part between Harrison Road has a gap. It is vacant there. I don't have a good reading on the street connection. MPO said it was on their plan, but it is not planned without funds.

Councilor Abeyta asked if there was any easement across the south.

Ms. Wynant didn't think so.

Councilor Abeyta suggested we would have to condemn that property then.

Mr. Schiavo said there is no easement and if development was requested, it would require that easement from both lots.

Councilor Abeyta thought it is unlikely that it would ever connect.

Councilor Ives noted in the sheets passed out on the western side that it says Rufina extension is not part of this project. So it is just a potential future with many things having to fall in place before it would ever happen. So sticking with the requirements in our code make sense here and if and when it ever happens, a fair amount would be determined then.

Councilor Abeyta presumed that we would not require them to set aside money now.

Councilor Ives thought that is the case. There is no present intention to do that. And the easements don't exist and are not even contemplated. He assumed there would be no escrow for that.

Councilor Romero-Wirth added that in order for us to require a set aside, we would need to have a time frame on it. And the actual existing platting of Rufina is offset. So while it makes sense to be a reliever to Cerrillos Road, to bring Rufina where there are signals and there are others. The best recommendation, going forward, would be to direct an amendment to the General plat to revert back and a little investigation if that would be a developable property or divided to abutting properties.

Mayor Webber pointed out that the architect asked to approve it without the conditions. He asked how to evaluate that.

Councilor Romero-Wirth said the first is for water service and is standard and can be worked out with the Water Division. And cistern means no meter needed.

Mayor Webber surmised this is not onerous.

Councilor Romero-Wirth agreed. The second is what was already discussed. The third was architectural points; the fourth was very minor. Then the technical corrections would be considered at a building plan review and are not onerous. The drainage facility must be maintained and direction on time of year. She was in favor.

Mayor Webber said the sense of the Council is for a use supported and applicant supported and the road improvement to be considered later.

Councilor Romero-Wirth said they could delete #2 and also modify the MPO plan and then to pursue abandonment of the right-of-way there.

Mayor Webber asked if that would be an excessive step to take place at this time - that making it a through street would never happen.

Councilor Romero-Wirth said yes. It would foreclose that for the foreseeable future.

Councilor Abeyta asked if the owners of C-1 and C2 lots would be able to pursue that.

Councilor Romero-Wirth said yes, it is possible. But Council would give direction to amend the plan to foreclose on it and the owners could pursue it.

Councilor Abeyta supported that direction.

Councilor Romero-Wirth explained that the first dependency is amending the MPO Plan and it would have to go through a public hearing. There is an update happening immediately.

Councilor Abeyta asked if it does include Rufina.

Ms. Wynant said yes. She had not seen the update but if Council provides that direction, it could be included.

Mayor Webber said to Mr. Martínez that the sense of Council seems to be that we would like to work something out that is not onerous, and to pursue the possibility of abandoning that road (extension). And in the meantime to have one-sixth of a hypothetical amount.

Mr. David Jensen said he was a one-percent owner and that seems to be a fair approach except if it ever was proposed to put in Rufina Street, they would probably be against it. But if you need for us to put down one-sixth, that would be okay with us.

MOTION: Councilor Lindell moved, seconded by Councilor Villarreal, to approve The Consignment Warehouse Development Plan with a condition that the applicant's fair share be capped at one-sixth of the cost to improve Rufina at the time of connection.

Mayor Webber asked to add that Council direct LUD Staff to pursue abandonment of the right-of-way for the extension.

Councilor Harris asked to leave it as a potential connection.

Mayor Webber said okay.

Councilor Ives asked if this interpretation of fair share would set a precedent.

Director Johnson did not think it is a negative precedent. There were things left out when the subdivision was first developed. It is a different responsibility from a residential component and had problems with a delay of development. In hindsight, there should have been a shared drainage system for all the lots and Rufina is a fairly wide right-of-way. She didn't have concerns of setting a precedent.

VOTE: The motion was approved on the following Roll Call vote:

For: Mayor Webber, Councilor Abeyta, Councilor Harris, Councilor Ives, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler and Councilor Villarreal.

Against: None.

I. ADJOURN


Having completed the agenda and with no further business to come before the Governing Body, the meeting was adjourned at 9:13 p.m.

Approved by:



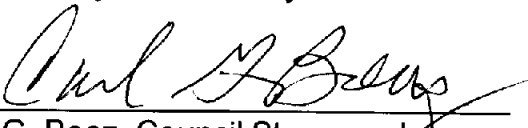
Mayor Alan Webber

ATTESTED TO:



Yolanda Y. Vigil, City Clerk

Respectfully submitted by:



Carl G. Boaz, Council Stenographer



CITY COUNCIL LEGISLATIVE REQUEST FORM – PUBLIC DOCUMENT

City of Santa Fe

This form is designed to describe a request for drafting legislation. Please provide complete and accurate information.

Legislative Requester(s): _____ Date: _____

Primary Sponsor: _____ Cosponsor(s): _____

Liaison Name: _____ Phone: _____ Email: _____

1. ☐ Bill (A proposed change to the laws of the City of Santa Fe)
☐ Resolution (Expresses the desire or policy of the Governing Body)

If a bill, is it a: ☐ New section/subsection or ☐ Amendment to existing section

Chapter (1-27): 1 Section: _____
Select chapter from drop box

Proposed Short Title: _____

2. **Project Description.** Please specify the proposed request and if there is an internal/external deadline for adoption.

3. Project Details

Affected Department: _____

Proposed Staff: _____

Proposed Committees: _____

Proposed Introduction Date: _____

Special Requests: _____

Attach supporting documentation



CITY COUNCIL MEETING OF
April 24, 2019
BILLS AND RESOLUTIONS SCHEDULED FOR INTRODUCTION
BY MEMBERS OF THE GOVERNING BODY

EXHIBIT 2
Council April 24, 2019

Mayor Alan Webber		
Co-Sponsors	Title	Tentative Committee Schedule
Harris	A RESOLUTION REPEALING RESOLUTION NO. 2019-18 ADOPTED ON APRIL 10, 2019, AND ADOPTING A SUBSTITUTE RESOLUTION TO CORRECT THE ADDRESS: AMENDING TABLE 80 OF THE SANTA FE IMPACT FEE CAPITAL IMPROVEMENTS PLAN 202 REGARDING PLANNED MAJOR ROAD IMPROVEMENTS AND ADDING "SIDEWALK IMPROVEMENTS AT 3240 RUFINA STREET" AS AN ELIGIBLE PROJECT TO RECEIVE ROADS IMPACT FEES.	City Council – 5/8/19
	RECOGNIZING THE NEED FOR COORDINATION OF ASSISTANCE FOR IMMIGRANTS IN NEED OF HUMANITARIAN ASSISTANCE ARRIVING IN NEW MEXICO; ADOPTING A STRATEGY TO ASSIST; AND REAFFIRMING THE CITY OF SANTA FE'S COMMITMENT TO BEING A WELCOMING COMMUNITY.	City Council – 5/8/19
Councilor Roman Tiger Abeyta		
Co-Sponsors	Title	Tentative Committee Schedule
Councilor Mike Harris		
Co-Sponsors	Title	Tentative Committee Schedule
Councilor Peter Ives		
Co-Sponsors	Title	Tentative Committee Schedule
Councilor Signe Lindell		
Co-Sponsors	Title	Tentative Committee Schedule
Councilor Chris Rivera		
Co-Sponsors	Title	Tentative Committee Schedule

Councilor Carol Romero-Wirth		
Co-Sponsors	Title	Tentative Committee Schedule
Councilor Renee Villarreal		
Co-Sponsors	Title	Tentative Committee Schedule
Councilor JoAnne Vigil Coppler		
Co-Sponsors	Title	Tentative Committee Schedule

Introduced legislation will be posted on the City Attorney's website, under legislative services. If you would like to review the legislation prior to that time or you would like to be a co-sponsor, please contact Jesse Guillen, (505) 955-6518, jbg Guillen@santafenm.gov.

IN BRIEF

Heritage Hotels pays back wages following violations

Heritage Hotels & Resorts, which describes itself as the largest independent hotel company in New Mexico, has paid nearly \$80,000 in back wages and damages to 69 employees at the Hotel Albuquerque at Old Town and Hotel Chaco in Albuquerque for violating Fair Labor Standards Act overtime requirements, according to the U.S. Department of Labor.

In Santa Fe, Heritage Hotels operates the Eldorado Hotel & Spa, Inn and Spa at Loretto, Hotel Chimayó de Santa Fe, Hotel St. Francis and the Lodge at Santa Fe. Heritage has two hotels in Taos, three in Albuquerque and one in Las Cruces.

The department's Wage and Hour Division determined Heritage misclassified banquet workers as tipped employees and did not include service charges earned when calculating overtime rates, according to a Labor news release.

"Employers must pay workers all the wages they have legally earned," Wage and Hour Division District Director Evelyn Sanchez said in the release.

Heritage also was cited for overtime violations for failing to combine employees' work hours when they worked at multiple locations in the same week.

Heritage paid \$36,545 in back wages and an equal amount in liquidated damages, the Labor Department release said.

Heritage Hotels & Resorts is the doing-business-as name for Santa Fe Picacho Hotel Management Corp.

S.F. businesses get Sunport spotlight

Five Santa Fe retail businesses will be promoted at the Albuquerque International Sunport until June 15 in the third year of the "Buy Local" campaign.

The businesses will be able to dem

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City of Santa Fe, New Mexico

memo

Date: April 24, 2019

To: City Council – April 24, 2019

Via: Alexandra Ladd, Director, Office of Affordable Housing

From: Jacqueline Beam, Planner, Office of Affordable Housing

Re: Approval of Annual Action Plan Draft with Community Development Block Grant (CDBG) Award Changes to CDBG funded PSA's

ITEM AND ISSUE

The estimated CDBG award amount detailed in the draft Annual Action Plan (AAP) is \$700,000. This amount was based on prior year funding and was used to estimate the 20% administrative budget (\$140,000) and the funding available for the projects described in the Plan. As of HUD's notification dated April 24, 2019, the actual entitlement amount is \$659,051, reflecting a 5.8% reduction in funding than what was estimated.

HUD allows estimated award amounts to be used in the AAP draft as long as contingency language is included to address a difference between the actual entitlement award amount and the estimated amount. In this case, the City's contingency language proposes that funding is "reduced proportionately for each approved project" (see page 18, *Anticipated Resources*). The following table details how the reduction will affect the funded projects and the attached Professional Services Agreements will be revised accordingly.

2019-2020 - CDBG AAP Projects/Contracts

Applicant	Project Description	Estimated	Actual
Homewise	Mortgage Principal Reduction	\$ 200,000.00	\$188,000.00
SF Habitat	Home Repair Program	\$ 132,000.00	\$124,715.00
SF Civic Housing Authority	Villa Consuelo Rehabilitation	\$ 50,000.00	\$ 47,100.00
SF Civic Housing Authority	Casa Resolana LIHTC	\$ 50,000.00	\$ 47,100.00
	Total Housing	\$ 432,000.00	\$ 406,915.00
Youth Shelters	TLP/Winter Shelter Security System	\$ 23,000.00	\$ 21,660.00
	Total Facility Improvement	\$ 23,000.00	\$ 21,660.00
Adelante/SFPS	Expanded School Liaison Project	\$ 35,000.00	\$ 32,970.00
Coming Home Connection	Casa Cielo	\$ 20,000.00	\$ 18,856.00
Interfaith Shelter	Womens' Summer Safe Haven	\$ 30,000.00	\$ 28,000.00
Youth Shelters	Street Outreach Program/Expansion	\$ 20,000.00	\$ 18,840.00
	Total Public Services	\$ 105,000.00	\$98,666.00
	20% Total Admin	\$ 140,000.00	\$ 131,810.00
	TOTAL CDBG	\$700,000.00	\$659,051.00

CITY OF SANTA FE, NEW MEXICO
PROPOSED AMENDMENT(S) TO BILL NO. 2019-3
Budget Adjustment Policy

EXHIBIT 5
Council April 24, 2019

Mayor and Members of the City Council:

I propose the following amendment(s) to Bill No. 2019-3:

1. On page 2, line 16 **insert** the following new paragraph:
“(1) The finance director may approve grant applications, awards, grant match requirements, and agreements up to and including five thousand dollars (\$5,000.00).”

*** Renumber the succeeding paragraphs accordingly**

2. On page 3, **delete** subsection G. in its entirety and **insert** in lieu thereof:
“G. Unspent amounts from multi-year grants and capital projects that the governing body approved in the prior fiscal year may be appropriated in the following fiscal year if the department administering the grant or capital project requests, and the finance director approves, such an appropriation. The appropriation shall be the entire remaining balance and it shall be budgeted for the same purpose and project that were approved by the governing body during the prior fiscal year. The finance department shall include such amounts in a quarterly budget resolution for review and approval of the governing body.”

Respectfully submitted,

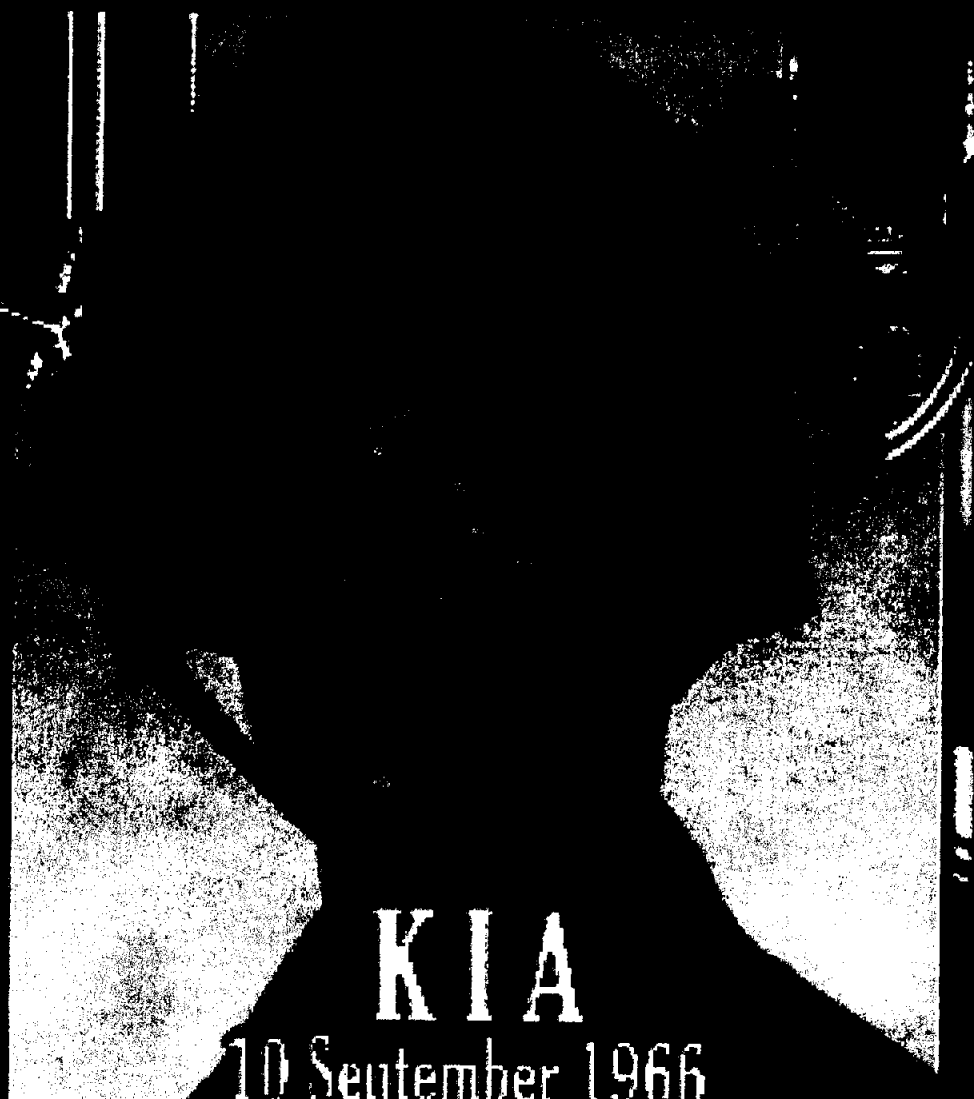
Roman “Tiger” Abeyta, Councilor

ADOPTED: _____
NOT ADOPTED: _____
DATE: _____

Yolanda Y. Vigil, City Clerk



Francis Xavier Nav



KIA

10 September 1966

**Quang Tri, Vietnam was
Golf Co. 2nd Bn, 4th Marine Regt, 3rd Div
1st Marine Division**



State of New Mexico

Michelle Lujan Grisham
Governor Elect

November 26, 2018

To Whom It May Concern,

I am proud to support efforts by members of the veterans community to partner with the City of Santa Fe to establish a program to honor those who have served and are serving in the military with banners displayed on light poles around the city. These banners will serve as a constant reminder of the incredible sacrifices New Mexico veterans and military families have made for our country.

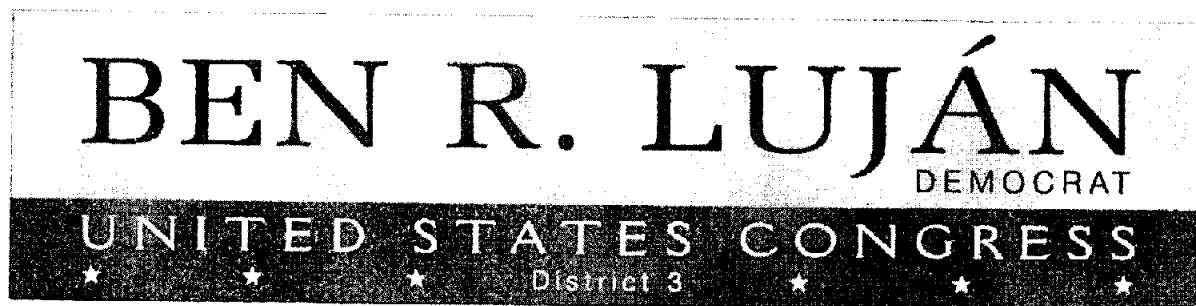
Our state's history has been shaped by a proud legacy of military service. The banners would be a physical reflection of that tradition and a reminder of our commitment to supporting our military veterans both during their service to our nation and their return to civilian life.

I look forward to seeing this project completed in our state's capital city and am grateful for the leadership demonstrated in initiating this program in honor of the men and women who have served our country.

Respectfully,

A handwritten signature in black ink that reads "Michelle Lujan Grisham". The signature is fluid and cursive, with the first name "Michelle" being the most prominent.

Michelle Lujan Grisham
Governor-Elect



November 27, 2018

Re: Veterans Banner Program

To Whom It May Concern:

I am writing to you in support of the Veterans Banner Program proposed by Mr. Donald Christy, a resident of Santa Fe New Mexico and a veteran who served his county honorably. The Veterans Banner Program provides recognition to the brave men and women honorably discharged for their service to our nation.

New Mexicans have often answered the call to serve our nation. From the Navajo code talkers to the soldiers who faced the Bataan Death March, the people of New Mexico have always played a key role in our nation's defense. Our veterans and service-members put their country first and make a commitment to protect the values of freedom and liberty that we all hold dear. Initiatives like the Veterans Banner Program are worth-while endeavors that help commemorate and recognize those sacrifices made by our service members.

Currently the program has been successfully implemented in several cities across the United States. The program aims to honor, commemorate, recognize and thank the service members in Santa Fe New Mexico.

That is why I proudly support the Veterans Banner Program proposed to you by Mr. Donald Christy, and I request that you give this program your full consideration.

Sincerely,

Ben Ray Lujan

www.benrlujan.com

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Kenneth A. Nava
10 Bataan Boulevard
Santa Fe, New Mexico 87508-4695

November 27, 2018

Dear Mayor Webber and City of Santa Fe Leaders:

I am fully supportive of Don Christy's efforts to recognize veterans in the City of Santa Fe. In my humble opinion, such a program that recognizes the sacrifices of Santa Fe's Veteran community would be a welcome addition to the great City of Santa Fe.

Sincerely,

A handwritten signature in black ink, appearing to read "Kenneth A. Nava", with a stylized flourish at the end.

Kenneth A. Nava
Major General, NMNG



DEPARTMENT OF VETERANS AFFAIRS
Santa Fe National Cemetery
501 North Guadalupe Street
Santa Fe, NM 87501
505-988-6400

November 26, 2018

To whom it may concern,

I have met with Mr. Christy recently regarding his proposal to pursue working with the City of Santa Fe on displaying Veteran Banners on lamp posts around the city. Although the cemetery is not directly involved with the project, we are pleased to hear of these efforts to further memorialize Veterans by private citizens.

I have a belief that although we dedicate one day in May to honor our fallen on Memorial Day that the efforts should not stop there. A Veteran can experience two deaths. The first is unavoidable, the physical death. The second, is the death of being forgotten which is within our power to avoid. If we treat every day like Memorial Day and say their names, visit their gravesites, and pay tribute via projects like Veteran Banners then no Veteran truly dies. They live on forever in our stories, thoughts, and our gestures as they should.

From the presentation delivered to me by Mr. Christy I have no doubt that these are his intentions and I fully support his efforts. The city of Santa Fe and the State of New Mexico have a rich history of service to this nation and I think displaying this history further than Memorial Day would honor these great New Mexicans in a very special way that the city would appreciate as we would.

Respectfully,

A handwritten signature in black ink, appearing to read "Jared D. Howard". The signature is fluid and cursive, with a large loop at the end.

Jared D. Howard
Director
Santa Fe National Cemetery



**AMERICAN LEGION "LUCERO Y NAVA"
POST 12 SANTA FE, NM**

November 20, 2018

Mr. Donald Christy
1115 Ocate Road #82
Santa Fe, NM 87507

RE: Letter of Support of Veteran Banners Project

Dear Mr. Christy,

Thank you for your presentation regarding the Veteran Banners Project, given at the American Legion Post 12 monthly meeting on November 17, 2018. All members present were not only impressed by the idea, but moved to completely sponsor this program.

If you need any additional support going forward, Post 12 members are more than willing to do whatever you need to expedite this Veterans Program. Please keep us informed as to the status of your success in this matter.

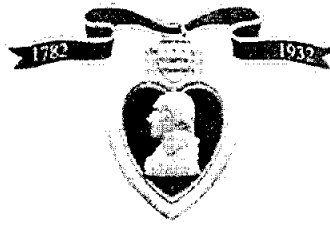
Again, thank you, and looking forward to working together.

Sincerely,

Commander

American Legion "Lucero Y Nava" Post 12

Military Order of the Purple Heart, USA
Department of New Mexico



Some gave all...all gave some.

Department Headquarters
9712 Arvilla Ave., NE
Albuquerque, NM 87111
(505) 610-1533
roger_newall@msn.com

November 26, 2018

To Whom It May Concern:

The Department of New Mexico Military Order of the Purple Heart of the USA, Inc. supports your Banner Project and would be honored to have our organization represented in your project.

There are many New Mexican Purple Heart recipients that will be honored by this presentation and recognition by your project, thank you for the opportunity to participate.

Respectfully,

Roger Newall

Roger Newall
Adjutant and Finance Officer
Dept of NM MOPH



Northern New Mexico Blue Star Mothers of America
Chapter #4
PO Box 1805
Santa Cruz, New Mexico 87567

To Whom It May Concern:

The Northern New Mexico Blue Star Mothers of America, Chapter #4, have been informed of the Veteran Banner Project that Mr. Don Christy wants to implement in Santa Fe. As the closest Blue Star Mother Chapter to Santa Fe, we are all in favor of this project.

We have already approached the City of Espanola Leadership to consider a similar Veteran Banner Project in Espanola.

Our Veterans deserve to be honored and provide the city's youth heroes to look-up-to, respect and emulate.

Please consider implementing the Veteran Banner Program in our Capitol City.

Respectfully,

By Marilyn Peabody

By Marilyn Peabody, President
Northern NM Blue Star Mothers, Chapter #4
505-927-4341, mtpeabody@hotmail.com

BUDGET CONCERNS

Stefanie Beninato
PO Box 1601
Santa Fe NM 87504

Here are my concerns: IT is promised as a cure all. We have heard that for years. And the IT solutions that Webber promised implementation of never seemed to happen. We are still waiting for the promised solution to land use applications. It was promised last summer and again for this summer. Now the city is using a program to respond to public records request that is not compatible with many users ("some can open these files and some cannot") so if you want to see the record, you can pay \$10 for a copy on a flash drive--WOW What an improvement!-- Two years ago the city hired two employees and paid for a program that these employees would use to scour the internet for short term rentals. The city has no such program and Webber after saying no more consultants hired Kelly ODonnell to do repeat studies of the illegal STR by scouring these sites--she apparently has better software AND the city is hiring a third party vendor to scour the sites thereafter on a regular basis. Last year the city hired a neighborhood liaison...How much as this person advocated on the part of neighborhoods--for example neighborhood concerns on the proposed residential ordinance changes? Now Webber want to create another fluff position called ambassador to seniors? Rumor however says he wants Senior Services to cut its budget by 4 percent. Last year Webber denied that Rec budget was held to the budget from two years prior but in fact that is exactly what happened . And we did not have enough lifeguards. The Ft Marcy locker room renovation is a disaster--totally cheaped out and poorly designed. Are the employees who just got hired and then got raises (like deputy HR director, HR project manager getting additional raises? BTW Webber touts in this article that the project to match salaries etc was completed but the only project the 98K/year HR project manager has according to public records request is that project. I could go on..... Also sustainability of these raises and benefits.

More concerns : Ives asked for all CIP projects and status for review. Staff said "they were spread out all over" and it would take "significant staff time" to get the needed data--again an IT project that has not been successful.

CRONYISM I give one example but I have others. Carol Johnson's husband, Mr Kellogg just got hired for a top management position concerning the SFUAD... Johnson and Kellogg had come to Santa Fe less than a year ago. Kellogg was working I believe for the SFe Housing Trust but quit after 4 months--not a good fit.

Stefanie Beninato
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